IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

RP.No. 202 of 2007(T)

JUDGMENT IN WPC.25995/2006 Dated 08/11/2006
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REVIEW PETITIONER

P.R.SURENDRAN, SANTHI BHAVAN,
NENMENI, VELANILAM P.O., MUNDAKAYAM.

BY ADV. SRI.I.DINESH MENON

RESPONDENTS: PETITIONER & RESPONDENT
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1. ALEYAMMA VARGHESE, PUTHENCHIRA HOUSE,
RPC, MUNDAKAYAM.

2. THE SECRETARY, REGIONAL TRANSPORT
AUTHORITY, KOTTAYAM.

BY ADV. SRI.P.DEEPAK FOR R1
GOVERNMENT PLEADER SRI LAKSHMI NARAYANAN

THIS REVIEW PETITION HAVING BEEN FINALLY HEARD ON 28/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.BALAKRISHNAN NAIR

RP NO.202 OF 2007-T in WPC 25995/06

Order

The writ petitioner is the registered owner of the stage carriage KL-5/L-5216 operating on the route Kombukuthy-Elamkadu Top. Ext.P1 is the time schedule issued to her on 30.09.2004. She filed Ext.P2 representation for modifying the said time schedule. Alleging that the representation is not being considered, the Writ Petition was filed. This Court directed the Secretary, RTA to pass orders on Ext.P2 within two months. This RP is filed by a rival operator, alleging that the application for variation of the time schedule submitted by the writ petitioner has already been rejected by Annexure A3 order. Suppressing that order, the Writ Petition was filed on 03.10.2006 and the Judgment under review was passed on it. So, he seeks review of the said Judgment. Though notice was ordered to the writ petitioner, she did not appear or contest the matter. Of late, the petitioner is also not showing any interest in the RP. But the Judgment under review was obtained by misleading this Court. So, it is recalled and the Writ Petition is dismissed with costs which is fixed as Rs.1,500/-. The writ petitioner shall pay the same to the Kerala High Court

Legal Services Committee within one month from today.

The Review Petition is allowed as above.

29.08.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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